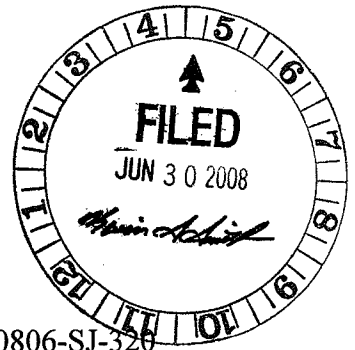


In the  
**Indiana Supreme Court**



Stephen L. BAILEY  
Plaintiff

vs.

STATE of Indiana  
Defendant

) Supreme Court No. 48S00-0806-SJ-328  
)  
)

) Case No. 48D03-0307-FC-276  
)

) in the Madison Superior Court  
)

ORDER APPOINTING SPECIAL JUDGE

Comes now the Clerk of the Madison Superior Court, and pursuant to Ind. Criminal Rule 15, certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that a special judge should be appointed to hear this matter in the Madison Superior Court pursuant to Ind. Criminal Rule 15.

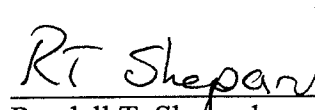
IT IS, THEREFORE, ORDERED that jurisdiction of this matter is withdrawn from the Honorable Thomas Newman, Jr., who is directed to file a report with the Indiana Supreme Court pursuant to Ind. Trial Rule 53.1(F).

IT IS THEREFORE, FURTHER ORDERED that the Honorable Fredrick R. Spencer is appointed as special judge to hear this matter in the Madison Superior Court. This order vests jurisdiction in Judge Spencer. Pursuant to Ind. Trial Rule 79(K), an oath of office is not required.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Fredrick R. Spencer, Madison Circuit Court, 16 East Ninth Street, Box 27, Anderson, IN 46016-1575; to the Hon. Thomas Newman, Jr., Madison Superior Court, 16 East Ninth Street, Anderson, IN 46016-1572; and to the Clerk of the Madison Superior Court.

The Clerk of the Madison Superior Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this 30<sup>th</sup> day of June, 2008.

  
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Randall T. Shepard  
Chief Justice of Indiana